

**CONTINUING PATENT APPLICATION
TRANSMITTAL** (for Continuing
Applications under 37 C.F.R. §1.53(b))

Attorney Docket No. 79213

First Named Inventor or Application
Identifier:

Evans et al.



Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request under 37 C.F.R. §1.53(b) for
filing a:

- ☐ Continuation application,
☐ Divisional application,
☒ Continuation-in-Part application,

) CERTIFICATE OF MAILING BY "EXPRESS MAIL"
) "Express Mail" Mailing Label Number
) EV 214 707 783 US
)
) Date of Deposit July 29, 2003
) I hereby certify that this paper or fee is being deposited
) with sufficient postage utilizing the United States
) Postal Service "Express Mail Post Office to Addressee"
) Service under 37 CFR §1.10 on the date indicated
) above and is addressed to the Commissioner for
) Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
) Steve LaRocco
) (Typed or printed name of person mailing)
) [Signature]
) (Signature of person mailing)

of pending prior application number 08/991,155, filed on December 16, 1997 by
inventor(s) John W. Evans for Non-Aqueous Heat Transfer Fluid and Use Thereof.

1. ☐ This is a continuation or divisional application. Enclosed is a copy of the prior
application as originally filed, including specification, claims, drawings, and oath or
declaration.

- or -

- ☒ Enclosed is a patent application (for continuation, divisional, or continuation-in-part
applications) containing:

☒ 35 pages of the specification (including claims).

☐ _____ sheet(s) of drawings. ☐ Formal ☐ Informal

2. ☒ Amend the specification by inserting before the first line the sentence: --This is a
☐ continuation, ☐ division, ☒ continuation-in-part, of prior application number
08/991,155, filed December 16, 1997, which is hereby incorporated
herein by reference in its entirety.-- The entire disclosure of the prior application,
from which a copy of the oath or declaration is supplied under paragraph 3 below,
is considered as being part of the disclosure of the accompanying application, and
is hereby incorporated by reference therein.
3. ☐ A copy of the executed Oath or Declaration filed in the prior nonprovisional
application is enclosed.

4. ☒ Inventorship:

☐ A newly-executed Oath or Declaration and Power of Attorney is enclosed (for continuation-in-part applications, or for continuation or divisional applications naming an inventor not named in the prior application) (§ 1.63(a),(d)(5) and (e)).

☐ Because this application is being filed by fewer than all of the inventors named in the prior application, delete the following inventor(s) named in the prior nonprovisional application (37 C.F.R. § 1.63(d)(1)(2)):

☒ The names of persons believed to be the actual inventors are set forth in the enclosed unexecuted Oath or Declaration and Power of Attorney (§ 1.41(a) and § 1.53(b)).

5. ☐ An Assignment of the invention to _____, and cover sheet are enclosed.

☐ A check in the amount of \$_____ to cover the fee for recording the assignment is enclosed.

6. ☐ The prior application is assigned of record to _____.

7. ☐ A 37 C.F.R. § 3.73(b) statement is enclosed where an assignee seeks to take action.

8. ☐ A preliminary amendment is enclosed.

9. ☐ Drawings:

☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May be used only if signed by person authorized by § 1.138 and before payment of base issue fee.)

☐ New formal drawings are enclosed.

☐ Informal drawings are enclosed.

10. ☒ A separate written request under 37 C.F.R. § 1.136(a)(3), which is a general authorization to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. § 1.136(a) for its timely submission as incorporating a petition for an extension of time for the appropriate length of time, is enclosed.

11. ☐ An Information Disclosure Statement is enclosed.
- ☐ A Form PTO/SB/08 is enclosed.
- ☐ _____ References (copies) listed on the Form PTO/SB/08 are enclosed.
12. ☐ A Computer Program Listing Appendix is enclosed.
- ☐ A Transmittal Cover Letter for Computer Program Listing Appendix is enclosed.
- ☐ Two (2) Compact Discs are enclosed.
13. ☐ A Nucleotide and/or Amino Acid Sequence Submission is enclosed.
- ☐ A Computer Readable Copy is enclosed.
- ☐ A Paper Copy (Identical to Computer Copy) is enclosed.
- ☐ A Statement Verifying Identity of above Copies is enclosed.
14. ☒ A Return Receipt Postcard is enclosed (MPEP §503).
15. ☐ Priority of application number _____ filed on _____ in _____ is claimed under 35 U.S.C. §119.
- ☐ The certified copy of the priority document has been filed in prior application number _____, filed _____.
- ☐ A certified copy of the priority document is enclosed.
16. ☒ Power of Attorney:
- ☒ The power of attorney in the prior application is to:
- ☒ James P. Krueger _____, Registration No. 35,234
FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406.
and other members of the firm.
- ☒ Customer Number 22242.
- ☒ The power appears in the original papers in the prior application.
- ☐ Since the power does not appear in the original papers in the prior application, a copy of the power in the prior application is enclosed.

17. ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
18. ☒ The filing fee is calculated below:

Fee Calculation for Claims as Filed in the Prior Application,
Less Any Claims Cancelled by Amendment

Basic Utility Fee					\$750.00	\$	<u>750.00</u>
Independent Claims	<u>3</u>	-	<u>3</u>	=	<u>0</u>	x	\$ 84.00 = \$ <u>0.00</u>
Total Claims	<u>24</u>	-	<u>20</u>	=	<u>4</u>	x	\$ 18.00 = \$ <u>72.00</u>
Fee for Multiply Dependent Claims					\$280.00		<u> </u>
or							
Basic Design Fee					\$330.00		<u> </u>
					Total Filing Fee	\$	<u>822.00</u>
<input checked="" type="checkbox"/> Applicant(s) assert entitlement to Small Entity Status, reducing the Filing Fee by half to:						\$	<u>411.00</u>

19. ☐ A check in the amount of \$_____ to cover the filing fee is enclosed.
20. ☒ Charge \$411.00 to Deposit Account No. 06-1135.
21. ☐ The payment of the Filing Fee is to be deferred until the Declaration is filed. Do not charge our Deposit Account.
22. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this request is enclosed.
23. ☐ Also enclosed:

24. ☒ Address all future communications to Customer Number 22242.



July 29, 2003

Date

A handwritten signature in cursive script, appearing to read 'James P. Krueger', written in black ink.

James P. Krueger

Registration No. 35,234

☒ Attorney or agent of record

☐ Filed under §1.34(a)

FITCH, EVEN, TABIN & FLANNERY
Suite 1600
120 South LaSalle Street
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000
Facsimile: (312) 577-7007